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26Feb10

## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Mario STEINBORN, Rainer PETZOLD and Martin  
Serial no. : MILLER  
Confirmation No. : 10/586,518  
Filed : with an effective filing date of February 2, 2005  
For : SHIFTING UNIT  
Group Art Unit : 3753  
Examiner : Craig J. PRICE  
Docket : ZAHFRI P874US

The Commissioner for Patents  
U.S. Patent & Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CONSIDERATION OF  
TIMELY FILED INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

Upon reviewing this application, it has come to the attention of the undersigned that all of the prior art which was timely and properly made of record in this case has not been substantively considered by the Examiner. Specifically, the Applicant prepared and timely filed an Information Disclosure Statement, along with PTO/SB/08a/08b and copies of the necessary citations (a copy of the returned postcard, the submitted Statement and PTO/SB/08A/08b is attached, if copies of the citations are again required, please immediately contact the undersigned), under a July 18, 2006 Express Mailing Date. The Examiner has not confirmed to the undersigned, by signing and returning a copy of PTO/SB/08a/08b, that such references were substantively considered. Accordingly, the Applicant respectfully requests the Examiner consider the same at this time.

It is submitted that the allowed claims are distinguishable over all of the prior art of record, including these references which were not previously considered. However, in the event that the Examiner believes further prosecution of this application is warranted in view of this

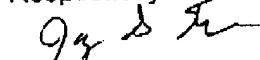
10/586,518

newly considered art, the Examiner is invited to withdraw this case from issue and provide the Applicant with a further action on the merits.

As all of this prior art was previously made of record in this case in a timely manner, it is respectfully submitted that Petition and/or an official fee is not necessary and the Examiner is required to substantively consider the same at this time. If any further action on the part of the Applicant is required in order for the Examiner to substantively consider this art, the Examiner is respectfully requested to contact the undersigned attorney immediately.

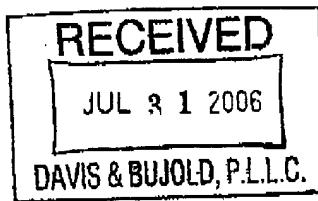
In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,



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In re Appln. of: Mario STEINBORN, Rainer PETZOLD and Martin MILLER

W. T. & P. W.  
Serial No. :

For: SHIFTING UNIT  
Docket: ZAHFRI P874US

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Transmittal Letter (+Dupl)-4 pgs.; Check for \$900;  
Translated German Spec-8 pgs.; Orig. Dwg (Fig. 1)-1 pg.;  
Declar&Power of Atty-3 pgs.;  
Inform.Disclos.Stmt & PTO/SB/08a-2 pgs.;  
Preliminary Amendment-14 pgs.;  
Prelim.Exam.Rpt & Annexes-8 pgs.; Int'l Srch Rpt-4 pgs.;  
German Srch Rpt-4 pgs.; 7 Citations; PCT/IB/308-1 pg.;  
Int'l Publ. (Face pg.)-1 pg.; Copy of Request-5 pgs.;  
Submission of Fml Dwg-1 pg.; Fml Dwg (Fig. 1)-1 pg.;  
Abstract-1 pg.; German Language Specification-8 pgs.

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14BZ Page 4 DCT/PTO 18 JUL 2006

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>		<b>Complete If Known</b>	
		Application Number	
		Filing Date	
		First Named Inventor	Mario STEINBORN et al.
		Art Unit	
		Examiner Name	
Sheet 1 of 1	Attorney Docket Number	ZAHFRI P874US	

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
✓	A1	US-6,223,763 B1	05/01/2001	MEYER et al.	Equiv. to EP-0 978 440
✓	A2	US-6,467,264 B1	10/22/2002	STEPHENSON et al.	
	A3	US-			
	A4	US-			
	A5	US-			
	A6	US-			
	A7	US-			
	A8	US-			
	A9	US-			
	A10	US-			
	A11	US-			
	A12	US-			
	A13	US-			
	A14	US-			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> No. <sup>4</sup> Kind Code <sup>5</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
✓	B1	GB-2 163 224 A	02/19/1986	HIRANO et al.		✓
✓	B2	EP-0 978 440 A2	02/09/2000	MEYER et al.	Face page only Equiv. to 6,223,763	
✓	B3	DE-197 56 638 A1	06/24/1999	PETZOLD	Abstract	
✓	B4	DE-100 29 497 A1	01/10/2002	BIRK et al.	Abstract	
✓	B5	EP-1 338 802 A2	08/27/2003	PFAFF et al.		
	B6					
Examiner Signature					Date Considered	

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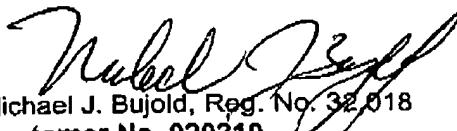
Dear Sir:

In connection with this matter, the Applicant hereby attaches United States Patent Office Form PTO/SB/08a and copies of the information listed in the enclosed PTO/SB/08a form, unless otherwise indicated on such Form.

The concise explanation, concerning the now submitted foreign language documents, is found either on page 1 of the specification of the present application or on the submitted International or German Novelty Search Reports (see MPEP § 609). Also enclosed, please find an English translation of the concise explanation, i.e., the category of relevance as asserted by the German searching authority, concerning the relevance of each foreign language document.

In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,



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